

Notice of Allowability

Application No.

10/724,958

Applicant(s)

BUFKIN, WILLIAM J.

Examiner

Art Unit

Joseph F. Edell

3636

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the BPAI Decision of 24 August 2007.
2. ☒ The allowed claim(s) is/are 1-9 and 12-20.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>20071116</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with J. Horton on 16 November 2007.

The application has been amended as follows:

- a. claim 1, line 4, "and a horizontal pivot joint;" was replaced with --and a horizontal pivot joint, wherein said mounting unit includes
 - i. a top wall, positioned to be placed over said arm rest,
 - ii. a side wall connected to said top wall, and positioned to be placed next to said arm rest,
 - iii. at least one strap, having a first end and a second end, wherein said first end is affixed to said mounting unit and said second end is free, and
 - iv. at least one lock, attached to said mounting unit, and positioned so that said second end of said at least one strap can be passed around said arm rest of said chair, drawn tight, and locked into said at lease one lock, thereby attaching said mounting unit to said arm rest;--;
- b. claim 1, line 13, "user." was replaced with --user, and wherein
 - i. said first end of said at least one strap is attached to said top wall,

- ii. said side wall includes at least one strap journal positioned proximate said top wall,
 - iii. said at least one lock is attached to said side wall distal to said top wall, and
 - iv. after said second end of said at least one strap is passed around said arm rest, and before said second end of said at least one strap is locked into said at least one lock said second end of said at least one strap is passed around said at least one strap journal.--;
- c. claim 10 was canceled;
- d. claim 11 was canceled;
- e. claim 20, line 4, "and a horizontal pivot joint;" was replaced with --and a horizontal pivot joint, wherein said mounting unit includes
- i. a top wall, positioned to be placed over said arm rest,
 - ii. a side wall connected to said top wall, and positioned to be placed next to said arm rest,
 - iii. at least one strap, having a first end and a second end, wherein said first end is affixed to said mounting unit and said second end is free, and
 - iv. at least one lock, attached to said mounting unit, and positioned so that said second end of said at least one strap can be passed around said arm rest of said chair, drawn tight, and locked into said at lease one lock, thereby attaching said mounting unit to said arm rest;--;
- f. claim 20, line 14, "and wherein" was replaced with --wherein--;

- g. claim 20, line 15, "offset." was replaced with --offset, and wherein
- i. said first end of said at least one strap is attached to said top wall,
 - ii. said side wall includes at least one strap journal positioned proximate said top wall,
 - iii. said at least one lock is attached to said side wall distal to said top wall, and
 - iv. after said second end of said at least one strap is passed around said arm rest, and before said second end of said at least one strap is locked into said at least one lock said second end of said at least one strap is passed around said at least one strap journal.--.

Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph F. Edell whose telephone number is (571) 272-6858. The examiner can normally be reached on Mon.-Fri. 8:30am-5:00pm.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should

Application/Control Number:
10/724,958
Art Unit: 3636

Page 5

you have questions on access to the Private PAIR system, contact the Electronic
Business Center (EBC) at 866-217-9197 (toll-free).


JOE EDELL
PRIMARY EXAMINER

Joe Edell
November 16, 2007